

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA

SEAN DEREK WARREN,)
)
 Petitioner,)
)
 v.) 1:23-cv-603
)
 WARDEN, DP.S., and D.A.C.,)
 STATE OF N.C.,)
)
 Respondent.)

ORDER

On July 27, 2023, the United States Magistrate Judge's Order and Recommendation ("Recommendation") was filed and notice was served on the parties pursuant to 28 U.S.C. § 636. (Docs. 2, 3.) No objections were filed within the time limits prescribed by Section 636.

The court need not make a de novo review and the Magistrate Judge's Recommendation is hereby adopted.

IT IS THEREFORE ORDERED that the Magistrate Judge's Recommendation, (Doc. 2), is **ADOPTED**. **IT IS FURTHER ORDERED** that this action be filed, and is hereby, **DISMISSED WITHOUT PREJUDICE** to Petitioner filing a new petition that corrects the defects of the current Petition.

A Judgment dismissing this action will be entered contemporaneously with this Order.

This the 22nd day of September, 2023.

William L. Osteen, Jr.
United States District Judge